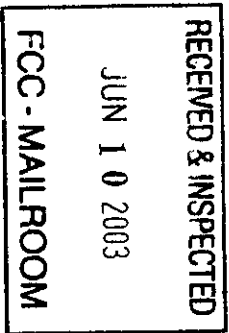




Federal Communications Commission  
Washington, D.C. 20554

June 5, 2003

Clyde Scott, Jr.  
EME Communications  
293 JC Saunders Road  
Moultrie, Georgia 31768



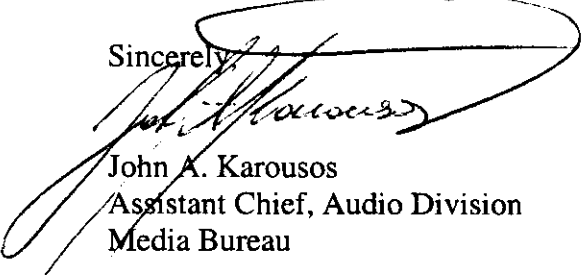
Dear Mr. Scott:

This is in response to a petition for rule making that you filed on behalf of Powerline NA, Inc. proposing the allotment of Channel 246A at Homerville, Georgia. To accommodate the allotment at Homerville you have requested the downgrade of Station WKQL, Jacksonville, Florida, from Channel 245C to Channel 245C0.

The petition for Homerville is not acceptable as filed. Section 1.52 of the Commission's Rules requires that the original of any document filed with the Commission by a party not represented by counsel, be signed and verified by the commenting or petitioning party and his/her address stated. In the absence of such verification, the petition may be dismissed. *See* Sections 1.401(b) and 1.420 of the Commission's Rules. The petition submitted for Homerville was signed by you on behalf of Powerline NA, Inc. and provided your mailing address. The address you provided for Powerline NA, Inc., Homerville, Georgia, is incomplete. In a separate context, you have not certified that there is no alternate channel available for Homerville that would avoid the necessity of reclassifying Station WKQL. This certification is required should Powerline NA, Inc. decide to refile its petition for rule making. *See* Section 73.3573, note 4, of the Commission's Rules.

Based on the above, we are returning the petition for Homerville, Georgia.

Sincerely,



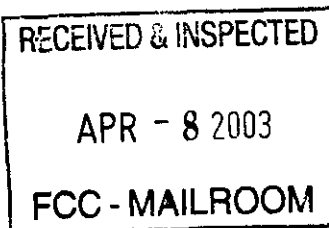
John A. Karousos  
Assistant Chief, Audio Division  
Media Bureau

Enclosure

cc: WKQL Radio



Powerline NA, Inc.  
Homerville, Georgia 31634  
Channel 246A  
April - 2003

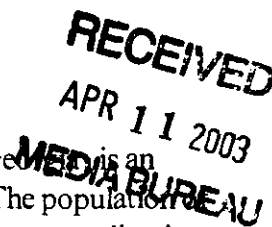


**Technical Statement:**

The Following technical exhibit and statement has been prepared on behalf of Powerline NA, Inc. The purpose is a proposed rule making to allot channel 246A to Homerville, Georgia as that cities second radio service. Powerline NA, Inc. hereby request the Commission institute a rule making proceeding to amend the table of allotments under Section 73.202(b). Within this proposal, Powerline NA, Inc. will demonstrate compliance with sections 73.207 (b)(1) and 73.315 if the Commissions rules.

**Proposed City:**

Homerville, Georgia presently has one local service. The city is located in Clinch county, Georgia is an incorporated city with a fully active city government. According to the 2000 Census data, The population of Homerville is 2,508 persons. Homerville has it's own elected mayor and city council members as well as it own US Post Office (31634) and many businesses and houses of worship.



**Technical Spacing Concerns:**

Exhibit-1 is a spacing study from the proposed site. This exhibit shows short spacings to stations WKQL, Jacksonville, Florida and WFXF, Bainbridge, Georgia. Since WKQL is below the minimum for a full class C facility, this action proposes to down class WKQL from class C to C0.

Offered, as exhibit-2, is a spacing study that shows the clear area once WKQL is reclassified as a C0 facilities.

**Proposed Site:**

Exhibit-3 is a plot showing the 70 dBu Contour and the city of Homerville. This exhibit clearly shows the entire city will be encompassed by the 70 dBu contour.

**Line-of-Site Study:**

Exhibit-4 is a LOS plot showing the proposed city of license, homerville, and the proposed site. This exhibit is offered to show the Commissions staff there are no terrain concerns from the proposed site and the proposed city of license.

**Persons Gained/Loss:**

Total persons gained by proposal is 17,702 persons. Exhibit-5 is a visual plot showing the proposed 1.0 mV/M (60 dBu) contour, the population, and area within that contour. This exhibit clearly shows that the public interest would be better served by granting this proposal by adding new service to 17,702 persons. There would be no loss to WKQL by down classing to C0.

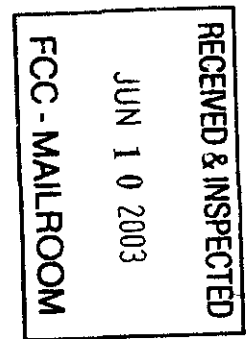
**Powerline NA, Inc.  
Homerville, Georgia  
Channel 246A  
April - 2003**

It is concluded that channel 246A can be assigned to Homerville, Georgia in accordance with CFR section 73.207 of the Commissions rules and therefore should be granted.

Once channel 246A is assigned to Homerville, Powerline, NA, Inc. will file an application, or participate in the auction process, with the FCC, and once granted, will build and operate this facility.

**ORIGINAL SIGNED**

Clyde Scott, Jr.  
EME Communications  
293 JC Saunders Road  
Moultrie, GA 31768  
229-890-2506  
cscott@emecom.com



**CERTIFICATE OF SERVICE**

I, Clyde Scott, Jr., hereby certifies that the foregoing document has been sent by first class mail, postage prepaid, to the following on 04/05/2003.

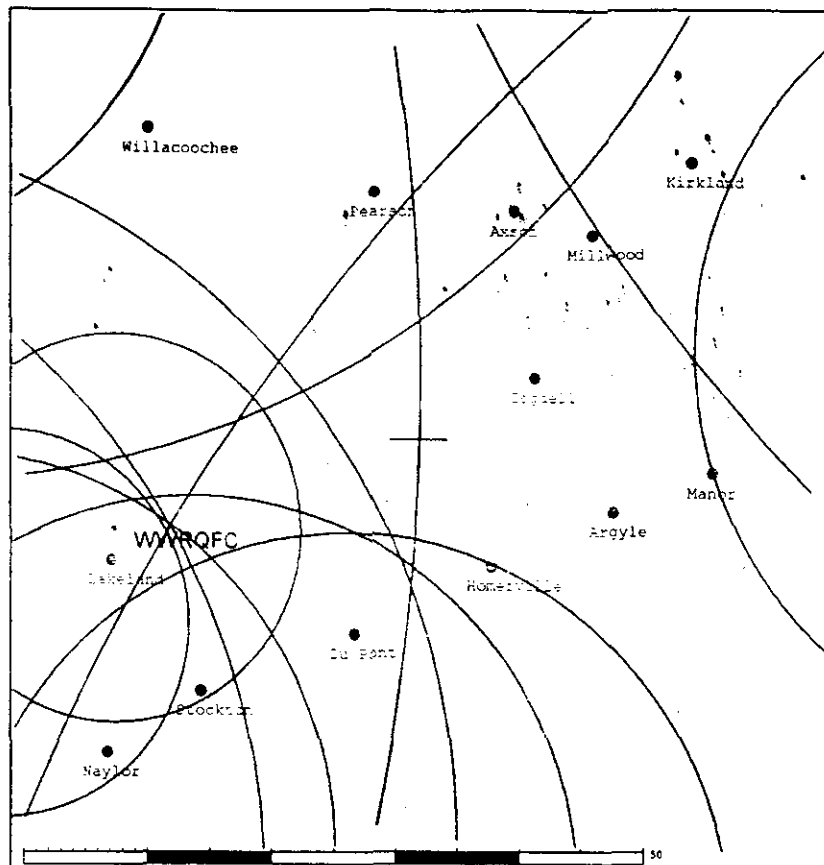
WKQL Radio  
Cox Radio, Inc.  
909 Hogan Road  
Jacksonville, FL. 32216

EXHIBIT - 1  
CLEAR AREA WITH WKQL AS CLAS C

FMCONTIN LOCATE STUDY

Ch 246 A  
97.1 MHz

N. Lat. 31 07 27  
W. Lng. 82 48 43



Scale: 1:605,469

V-Soft Comm C

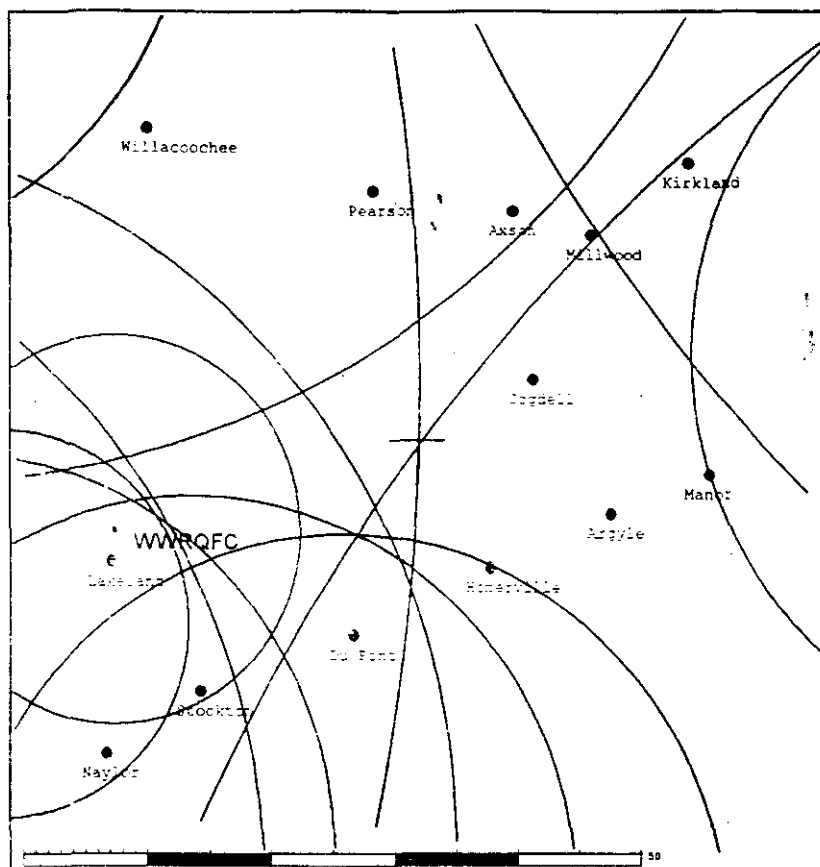
Call	CH#	Type	Location	D-KM	Azi	FCC	Margin
WKQL	245C*	LIC	Jacksonville	FL	152.15	128.0	165.0 -12.85
WLCL	247C*	LIC	Bainbridge	GA	165.07	271.6	165.0 0.07
WTMS.A	247C	APP	Bainbridge	GA	165.09	271.6	165.0 0.09
WYK.C	244C2	CP	Valdosta	GA	60.64	239.3	55.0 5.64
WHLJ	248A	LIC	Statenville	GA	38.69	189.2	31.0 7.69
WRDO	245A	LIC	Fitzgerald	GA	79.86	329.4	72.0 7.86
WHLJ.A	248A	APP	Statenville	GA	39.76	207.5	31.0 8.76
WWRQFC	300C2	CP	Valdosta	GA	25.64	254.6	15.0 10.64
WYK	244A	LIC	Valdosta	GA	49.63	229.9	31.0 18.63
WYZK.A	244C2	APP	Valdosta	GA	75.98	243.0	55.0 20.98
WYZK.A	244C2	APP	Valdosta	GA	75.98	243.0	55.0 20.98
WAEV	247C0	LIC	Savannah	GA	173.15	53.3	152.0 21.15
ALLO.V	300C2	VAC	Valdosta	GA	36.65	247.3	15.0 21.65
WWUF	249A	LIC	Waycross	GA	53.51	82.6	31.0 22.51
WKAA.C	249A	CP	Ocilla	GA	66.74	312.4	31.0 35.74
WKAA	249A	LIC	Ocilla	GA	66.80	312.2	31.0 35.80

EXHIBIT - 2  
CLEAR AREA WITH WKQL AS CLASS C0

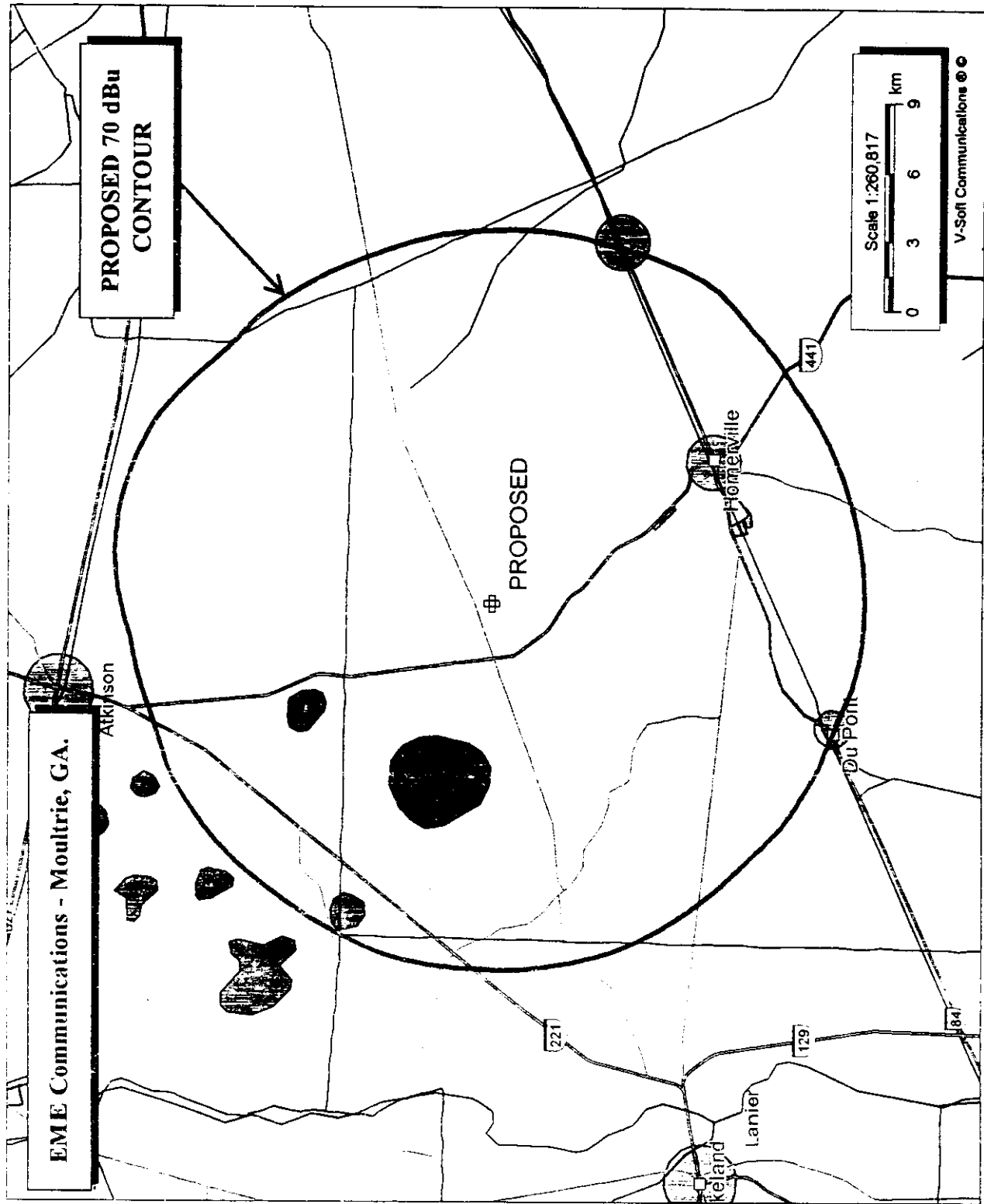
FMCONT LOCATE STUDY

Ch 246 A  
97.1 MHz

N. Lat. 31 07 27  
W. Lng. 82 48 48



Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
WLCL	247C*	LIC	Bainbridge	GA	165.07	271.6	165.0	0.07
WFXF.A	247C	APP	Bainbridge	GA	165.09	271.6	165.0	0.09
WKQL	245C0	LIC	Jacksonville	FL	152.15	128.0	152.0	0.15
WYZK.C	244C2	CP N	Valdosta	GA	60.64	239.3	55.0	5.64
WHLJ	248A	LIC	Statenville	GA	38.69	189.2	31.0	7.69
WRDO	245A	LIC	Fitzgerald	GA	79.86	329.4	72.0	7.86
WHLJ.A	248A	APP	Statenville	GA	39.76	207.5	31.0	8.76
WWRQFC	300C2	CP	Valdosta	GA	25.64	254.6	15.0	10.64
WYZK	244A	LIC	Valdosta	GA	49.63	229.9	31.0	18.63
WYZK.A	244C2	APP	Valdosta	GA	75.98	243.0	55.0	20.98
WYZK.A	244C2	APP	Valdosta	GA	75.98	243.0	55.0	20.98
WAEV	247C0	LIC	Savannah	GA	173.15	53.3	152.0	21.15
ALLO.V	300C2	VAC	Valdosta	GA	36.65	247.3	15.0	21.65
WWUF	249A	LIC	Waycross	GA	53.51	82.6	31.0	22.51
WKAA.C	249A	CP N	Ocilla	GA	66.74	312.4	31.0	35.74
WKAA	249A	LIC	Ocilla	GA	66.80	312.2	31.0	35.80

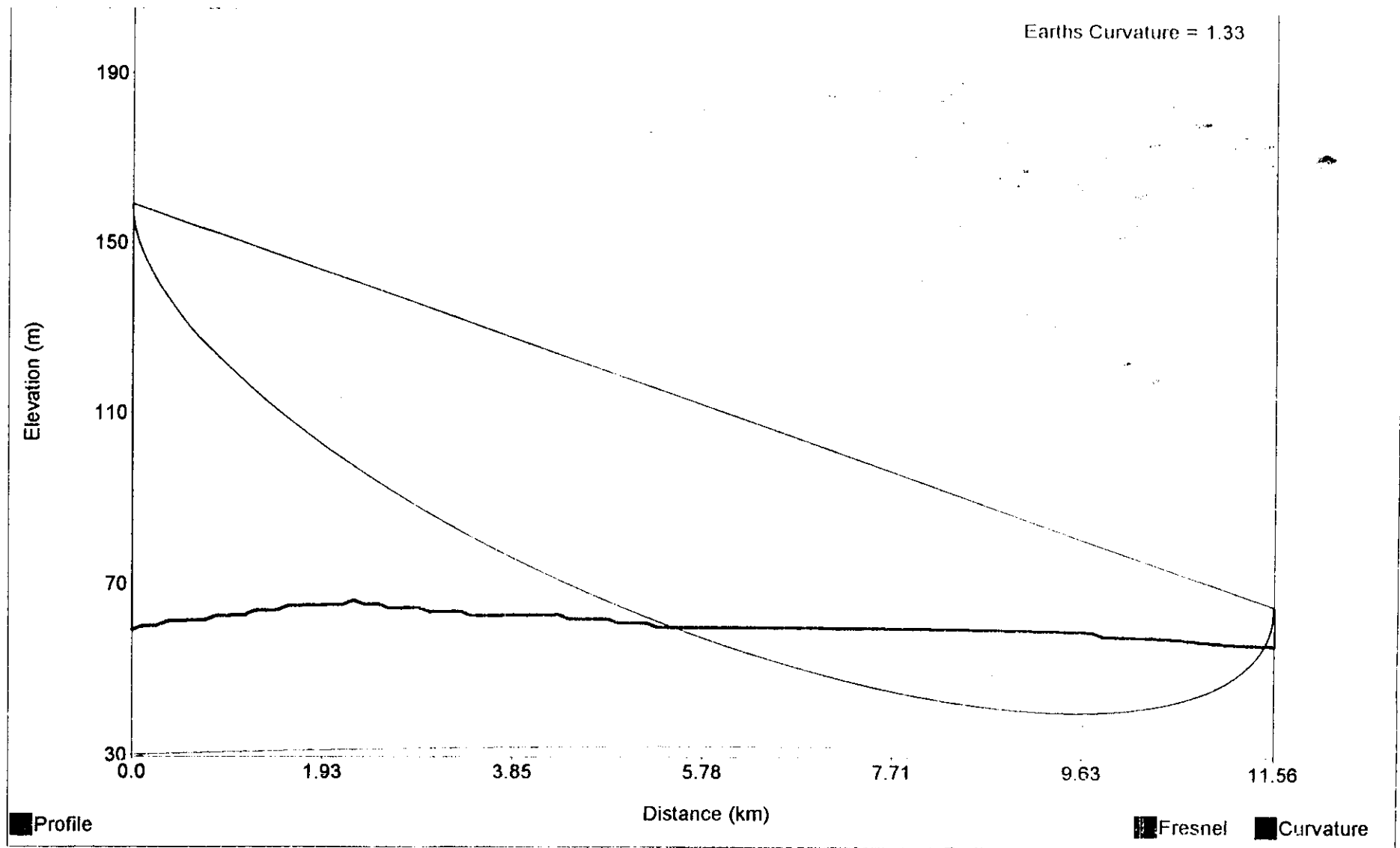


**PROPOSED**

Latitude: 31-07-27 N  
 Longitude: 082-48-48 W  
 ERP: 6.00 kW  
 Channel: 246  
 Frequency: 97.1 MHz  
 AMSL Height: 159.021 m  
 Elevation: 59.12 m  
 Horiz. Pattern: Omni  
 Vert. Pattern: No  
 Prop Model: FCC

**EXHIBIT - 3**

# EXHIBIT - 4



Starting Latitude: 31-07-27 N  
Starting Longitude: 082-48-48 W

End Latitude: 31-02-12.37 N  
End Longitude: 082-44-50.25 W

Distance: 11.56 km  
Bearing: 146.94 deg

Transmitter Height (AG) = 99.9 m  
Receiver Height (AG) = 9.1 m

Transmitter Elevation = 59.1 m  
Receiver Elevation = 56.0 m

Frequency = 97.1 MHz  
Fresnel Zone: 0.6

**PROPOSED**

Latitude: 31-07-27 N  
Longitude: 082-48-48 W  
ERP: 6.00 kW  
Channel: 246  
Frequency: 97.1 MHz  
AMSL Height: 159.021 m  
Elevation: 59.12 m  
Horiz. Pattern: Omni  
Vert. Pattern: No  
Prop Model: FCC

**EXHIBIT - 5**

